IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICGTION

SUIT NO. 2842 of 1996

Bank of Baroda . ... Plaintiffs
vs.
S. K. Jha . ... Defendant

Ms. Sheela Mistry i/b. Jayesh Patel for plaintiffs
None for defendants

CORAM: **A. S. AGUIAR J.**

Date: 6/10/2005

P.C.

None for the defendants, though served. Affidavit of service is on record. The defendants have not filed any written statement. Hence the matter was transferred by order dated 10th July 2002 of the Prothonotary to the list of undefended suits.

In view thereof there will be a decree under Order VIII Rule 10 CPC in terms of prayer clause (a) of the plaint. The defendant is directed to pay to the Plaintiff a sum of Rs.1,23,978/-, being the principal amount together with interest thereon at the rate of 12% from 5/8/1993, till payment or realization. Refund as per rules.

Suit stands disposed of with no order as to costs.

C. C. expedited.

(A. S. AGUIAR J.)